



CITY OF FLINT

Dr. Karen W. Weaver

Mayor

March 24, 2016

To: Clerk, Michigan Court of Claims

Notice of Intention to File Claim

To Whom It May Concern:

This letter provides notice, pursuant to MCL 600.6431, of the City of Flint's claims against the State of Michigan, its Department of Environmental Quality (MDEQ), and certain MDEQ employees.

The City of Flint (City) maintains and operates a municipal water supply system, subject to the regulatory control of the MDEQ under the Michigan Safe Drinking Water Act, MCL 325.1001 *et seq.* On or about April 25, 2014, the City switched its water source from Lake Huron, which was supplied by the City of Detroit, to the Flint River. The City did so in reliance on information provided by various State employees, including but not limited to MDEQ employees Mike Prysby, Steve Busch, Adam Rosenthal, and Pat Cook, that water produced by the City after the switch would be in compliance with applicable laws and regulations.

Over the next eighteen months, various water quality issues arose, and the City took additional actions, at the direction of and subject to the approval of the MDEQ employees previously named, to address water quality issues and to ensure the City complied with applicable laws and regulations. In September 2015, outside testing revealed that lead contamination in the water supply posed a public health hazard. It was thereafter determined that increased lead levels were the result of MDEQ directions to the City that were contrary to applicable EPA laws and regulations. In October 2015, the City proceeded to switch back to a Lake Huron water supply, again provided by the City of Detroit, but the damage to the water system infrastructure caused by the MDEQ employees' grossly negligent oversight is irreversible. In December 2015, I as Mayor of the City declared a state of emergency.

The City made its decision to switch its water source to the Flint River from April 2014 through October 2015 in reliance on the authorizations, directions, and advice given by the MDEQ. As a direct and proximate result, the City has suffered or will suffer damage to its municipal water distribution system, emergency response costs arising out of the declaration of a state of emergency, attendant ongoing medical claims, lowered property values resulting in lower tax assessments, reputational damage, reduced collection rates for provision of services, permanent loss of customers and associated revenue, and significantly increased civil liability, along with other damages which are or will be the subject of legal and equitable claims against the City and its current and former employees. The City makes this claim to satisfy its statutory notice obligation.

Copies of this notice have been sent to the Attorney General and MDEQ.

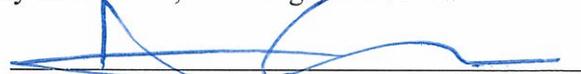
I verify that the above statements are true to the best of my information, knowledge, and belief:



Dr. Karen W. Weaver, Mayor, City of Flint



Betty A. Grisi, Notary Public, Genesee County
My Commission Expires: July 12, 2019



Approved as to Form:

Anthony K. Chubb, Interim Chief Legal Officer

Dated: March 24, 2016

cc: MDEQ, Michigan Attorney General Bill Schuette, Michigan Governor Rick Snyder